

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Clelland, et al.
Serial No. : 10/558,277
Filed : December 15, 2006

Art Unit : 1637
Examiner : Mark Staples
Conf. No. : 8267

Title : SURROGATE CELL GENE EXPRESSION SIGNATURES FOR EVALUATING
THE PHYSICAL STATE OF A SUBJECT

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated May 21, 2010, finally rejecting claims 2, 6-8, 12, 13, 15, 16, 25, 39, 40, 42, 45-50, 64, 65, 78, 79, 85, 86, 88, 105, and 106.

A Petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the Final Office Action for 3 months to and including November 22, 2010 is enclosed.

The fees in the amount of \$270 are being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: November 22, 2010

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